IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 14TH FEBRUARY 2007/ 25TH MAGHA 1928

Bail Appl..No. 883 of 2007()

CRIME NO.3/07 OF AARALAM POLICE STATION

: PETITIONER/ACCUSED.

THOMAS @ JOMY,
S/O.JOHN, CHOLITHARAPPEL HOUSE,
AARALAM AMSOM, VELLARIVAYAL DESOM,
KANNUR.

BY ADV. SRI.CIBI THOMAS

RESPONDENTS: COMPLAINANT AND STATE.

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1. THE SUB INSPECTOR OF POLICE,
AARALAM POLICE STATION.

2. THE STATE REP. BY THE PUBLIC
PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 14/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 883 OF 2007 A

Dated this the 14th day of February, 2007

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioner who is the accused in Crime No.3/2007 of Aaralam Police Station for offences punishable under Secs.354 and 511 of 376 I.P.C., seeks his enlargement on bail.

2. The occurrence took place on 9.1.2007 during which a school girl aged seven years was attempted to be ravished by the petitioner after taking her to a nearby plantation. Petitioner was arrested on the same day and is in custody since then.

3. Eventhough the learned Public Prosecutor opposed the application, having regard to the facts and circumstances of the case and the duration of judicial custody of the petitioner, I am inclined to grant bail to the petitioner with effect from a future date. Accordingly, the petitioner is directed to be released on bail with effect from 27.2.2007 on his executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M., Mattannur and subject to the following conditions:

1. The petitioner shall report before the C.I. of Police, Iritty between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall not enter the limits of the Aaralam Police Station until further orders.

3. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

4. The petitioner shall not commit any offence while on bail.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

(V. RAMKUMAR, JUDGE)

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